

# The Gazette of India

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**NOTICE**

The undermentioned Gazettes of India Extraordinary were published upto the 23rd July 1959 :—

Issue No.	No and date	Issued by	Subject
90	G.S.R. 838, dated 20th July, 1959.	Ministry of Finance	Exempting all sorts of vegetable non-essential oils produced with the aid of water-power, from the whole of the excise duty leviable thereon.
91	G.S.R. 836, dated 21st July, 1959.	Ministry of Home Affairs	Further amendment of this Ministry Notification No. F. 7-J.11/56, dated 20th March, 1956.
92	G.S.R. 874, dated 23rd July, 1959.	Ministry of Food and Agriculture.	Amendment of G.S.R. No. 837 dated 16th July, 1959.

Copies of the Gazette Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of this Gazette.

**PART II—Section 3—Sub-section (i)**

**General Statutory Rules (including orders, bye-laws etc. of a general character) issued by the Ministries of the Government of India (other than the Ministry of Defence) and by Central Authorities (other than the Administrations of Union Territories).**

**MINISTRY OF HOME AFFAIRS**

*New Delhi, the 24th July 1959*

**G.S.R. 880.**—In exercise of the powers conferred by clause (1) of article 258 of the Constitution and in partial modification of the notification of the Government of India in the Ministry of Home Affairs No. S.R.O. 89, dated the 8th January 1957, read with the notification of the same Ministry No. 20/1/55-Judl.I, dated the 14th May, 1955, the President hereby entrusts, with the consent of the State Government, to the Commissioners of Divisions in the State of Bombay, the

functions of the Central Government under the Land Acquisition Act, 1894 (1 of 1894) in relation to acquisition of land for the purposes of the Union within the limits of the respective territorial jurisdiction of the said Commissioners, subject to the same control by the Government of Bombay as is from time to time exercisable by that Government in relation to acquisition of land for the purposes of the State.

[No. 22/35/59-Judl.II.]

L. M. NADKARNI, Jt. Secy.

*New Delhi, the 25th July 1959*

**G.S.R. 881.**—In exercise of the powers conferred by sub-section (1) of section 3 of the All India Services Act, 1951 (61 of 1951), the Central Government, after consultation with the Governments of the States concerned, hereby makes the following amendments in the Indian Administrative Service (Pay) Rules, 1954, namely:—

In rule 9 of the said rules—

(i) in sub-rule (2), for the words “post not specified”, the words “post other than a post specified” shall be substituted;

(ii) after sub-rule (2), the following sub-rule shall be inserted, namely:—

“(3) For the purposes of this rule ‘post other than a post specified in Schedule III’ includes a post under a body corporate owned or controlled by the Government.”

[No. 1/99/58-AIS(II).]

**G.S.R. 882.**—In exercise of the powers conferred by sub-section (1) of section 3 of the All India Services Act, 1951 (61 of 1951), the Central Government, after consultation with the Governments of the States concerned, hereby makes the following amendments in the Indian Police Service (Pay) Rules, 1954, namely:—

In rule 9 of the said rules—

(i) in sub-rule (2), for the words “post not specified”, the words “post other than a post specified” shall be substituted;

(ii) after sub-rule (2), the following sub-rule shall be inserted, namely:—

“(3) For the purposes of this rule ‘post other than a post specified in Schedule III’ includes a post under a body corporate owned or controlled by the Government”.

[No. 1/99/58-AIS(II).]

S. NARAYANSWAMY, Dy. Secy.

*New Delhi, the 25th July 1959*

**G.S.R. 883.**—In pursuance of clause (e) of sub-rule (2) of rule 1 of the Central Civil Services (Conduct) Rules, 1955, the President hereby declares that the said rules shall not apply to any Extra Departmental Agent in the Posts and Telegraphs Department who does not hold any other post in connection with the affairs of the Union.

[No. F.25/29/57-Estt(A).]

P. SITARAMAN, Dy. Secy.

### MINISTRY OF FINANCE (Communications Division)

*New Delhi, the 28th July 1959*

**G.S.R. 884.**—Ministry of Finance (Communications) Notification No. G.S.R. 855, dated the 10th July, 1959, published in Part II—Section 3—sub-section (i) of Gazette of India, dated the 25th July, 1959 is hereby cancelled.

[No. 11084-TCH/59.]

RAMESHWAR DAYAL, Dy. Secy.

## (Department of Revenue)

## CENTRAL EXCISES

*New Delhi, the 1st August 1959*

**G.S.R. 885.**—In exercise of the powers conferred by section 37 of the Central Excises and Salt Act, 1944 (I of 1944), as in force in India and as applied to the State of Pondicherry, the Central Government hereby makes the following further amendments in the Central Excise Rules, 1944, namely:—

In the said Rules—

after rule 9A the following rule shall be inserted, namely:—

**"9B. Provisional assessment to duty.**—(1) Notwithstanding anything contained in these rules, a manufacturer, curer or owner of goods warehoused may, in cases where assessment of goods involves two or more alternative basis, request the proper officer to assess the goods provisionally at lower or the lowest of the rates of duty applicable,—

- (a) pending furnishing by such manufacturer, curer or owner of complete information as regards the value, description or quality of the goods, or if such information has already been furnished, pending supply of proof therefor, or
- (b) pending completion of any chemical or other test to which the goods may be subjected by such officer,

and such officer, may, at his discretion, direct that duty on such goods may be provisionally assessed and prescribe the time limit within which the complete information, or proof of the information already furnished shall be supplied by such manufacturer, curer or owner in respect of the goods so assessed.

(2) Such manufacturer, curer or owner shall execute a bond in the proper form, with such surety or sufficient security, in such amount, or under such conditions as the Collector approves, binding himself for payment of the difference between the amount of duty as provisionally assessed and that as finally assessed on receipt of such complete information or proof therefor, or of results of chemical or other tests made in respect thereof.

(3) The Collector may permit the manufacturer, curer or owner of warehoused goods to enter into a general bond in the proper form with such surety or sufficient security in such amount or under such conditions as the Collector approves for assessment of any goods provisionally from time to time;

Provided that, in the event of death, insolvency or insufficiency of the surety, or where the amount of the bond is inadequate, the Collector may, in his discretion, demand a fresh bond, and may, if the security furnished for a bond is not adequate, demand additional security.

(4) The goods provisionally assessed under sub-rule (1) may be cleared for home consumption or export in the same manner as the goods which are not so assessed.

(5) When the duty leviable on the goods is assessed finally in accordance with the provisions of these rules, the duty provisionally assessed shall be adjusted against the duty finally assessed, and if the duty provisionally assessed falls short of, or is in excess of, the duty finally assessed, the manufacturer, curer or owner of the goods, shall pay the deficiency or be entitled to a refund, as the case may be."

(2) Rule 10B shall be omitted.

(3) In Appendix I—

(1) in the Table under the heading "Forms"—

(i) for the entries against Central Excise Series No. 32-C and 32-D, the following shall be substituted, namely:—

Central Excise Series No.	Description of Form	Rule No.	Short title
2—C	(with surety) for provisional assessment of goods to excise duty.	9B	Form B—10 (Sur.)
2—D.	(with security) for provisional assessment of goods to excise duty.	9B	Form B—10 (Sec.)

(ii) after the Central Excise Series No. 32-G and the entries relating thereto the following shall be inserted, namely:—

Central Excise Series No.	Description	Rule No.	Short title
32 H . .	General bond (with surety) for provisional assessment of goods to excise duty.	9—B	B—13 (Gen. Sur.)
32 I . .	General Bond (with security) for provisional assessment to excise duty.	9—B	B—13 (Gen. Sec.)

(2) for forms at Central Excise Series Nos. 32-C and 32-D, the following forms shall be substituted, namely:—

*Central Excise Series No. 32-C*

Range  
Circle.

#### Form B-10 (Sur.)

Bond (with surety) for provisional assessment of goods to excise duty.

(Rule 9-B)

(Delete the words and letters not applicable)

I/We ..... of ..... (hereinafter called the obligor(s) ) and ..... of ..... (hereinafter called the surety) are jointly and severally bound to the President of India (hereinafter referred to as 'the Government') in the sum of ..... rupees to be paid to the Government for which payment we jointly and severally bind ourselves and our respective legal representatives. .

Whereas final assessment of Excise Duty of ..... (here enter quantity) of ..... (hereinafter called the "goods") manufactured/ cured/warehoused at ..... by the obligor(s) could not be made for want of full information as regards value/description/quality or of proof therefor, or for the non-completion of the chemical or other tests in respect therefor;

AND WHEREAS the obligor(s) as per provisions contained in Rule 9B of the Central Excise Rules, 1944 have requested the Government to make provisional assessment of Excise Duty of the said goods pending final assessment;

Now the condition of this bond is that—

If the said obligor(s) shall observe all the provisions of the Central Excise Rules, 1944, and all amendments thereto, as may be issued from time to time, so far as they relate to such provisional assessments,

And if the said obligor(s) shall furnish the said information or the said proof within such period as may be fixed by the proper officer,

And if all dues, whether excise duty or other lawful charges which shall be demandable in respect of such goods on the basis of the value, description or quality as finally ascertained, by the proper officer, within ten days of the date of demand thereof being made in writing by such officer;

This obligation shall be void.

Otherwise and on breach or failure in the performance of any part of this condition the same shall be in full force;

I/We declare that this bond is given under the orders of the Central Government for the performance of an act in which the public are interested.

Place

Date

Signature of obligor(s)

Witness (1)

Address (1)

Occupation (1)

Witness (2)

Address (2)

Occupation (2)

Place

Date

Signature of surety(ies)

Witness (1)

Address (1)

Occupation (1)

Witness (2)

Address (2)

Occupation (2)

Accepted by me this ..... day of ..... 19.....

..... of Central Excise for and on behalf of the President of India.

Central Excise Series No. 32-D

Range  
Circle.

Form B-10 (Sec.)

Bond (with security) for provisional assessment of goods to excise duty.

(Rule 9-B)

(Delete the words and letters not applicable)

I/We ..... of ..... [hereinafter called the obligor(s)] ..... am ..... are jointly and severally bound to the President of India (hereinafter referred to as 'the Government') in the sum of ..... rupees to be paid to the Government for which payment ..... we jointly and severally bind myself/ourselves and my/our legal representatives.

Whereas final assessment of Excise Duty of ..... (here enter quantity) of ..... (hereinafter called the "goods") manufactured/cured/warehoused at ..... by the obligor(s) could not be made for want of full information as regards value/description/quality or of proof therefor, or for the non-completion of the chemical or other tests in respect therefor;

AND WHEREAS the obligor(s) as per provisions contained in Rule 9B of the Central Excise Rules, 1944 has requested the Government to make provisional have assessment of Excise Duty of the said goods pending final assessment;

And whereas the Collector has required the obligor(s) to deposit as guarantee for the amount of this bond the sum of ..... rupees in cash the securities hereinafter mentioned of a total face value of ..... rupees endorsed in the favour of the Collector, Deputy Collector, Assistant Collector or Superintendent of Central Excise.

And whereas the obligor(s) has/have furnished such guarantee by depositing with the Collector/Deputy Collector/Assistant Collector/Superintendent the cash/securities as aforementioned.

Now the condition of this bond is that—

If the said obligor(s) shall observe all the provisions of the Central Excise Rules, 1944, and all amendments thereto, as may be issued from time to time, so far as they relate to such provisional assessments,

And if the said obligor(s) shall furnish the said information or the said proof within such period as may be fixed by the proper officer,

And if all dues, whether excise duty or other lawful charges which shall be demandable in respect of such goods on the basis of the value, description or quality as finally ascertained, by the proper officer, within ten days of the date of demand thereof being made in writing by such officer;

This obligation shall be void.

Otherwise and on breach or failure in the performance of any part of this condition the same shall be in full force;

And the President shall, at his option, be competent to make good all the loss and damages either from the amount of the guarantee deposit or by enforcing his rights under the above written bond or by both.

I/We declare that this bond is given under the orders of the Central Government for the performance of an act in which the public are interested.

Place

Date

Signature of obligor(s)

Witness (1)

Address (1)

Occupation (1)

Witness (2)

Address (2)

Occupation (2)

Accepted by me this..... day of.....19

..... of Central Excise for and on behalf of the President of India.

(3) after form B-12 (Gen. Sec.), (Central Excise Series No. 32-G), the following forms shall be inserted, namely:—

*Central Excise Series No. 32-H*

Range

Circle

#### Form B-13 (Gen. Sur.)

General Bond (with surety) for provisional assessment of goods to excise duty  
(Rule 9-B)

(Delete the words and letter(s) not applicable)

I/We of [hereinafter called the obligor(s)] and of ..... (hereinafter called the surety) are jointly and severally bound to the President of India (hereinafter referred to as 'the Government') in the sum of ..... rupees to be paid to the Government for which payment we jointly and severally bind ourselves and our respective legal representatives.

Whereas final assessment of excise duty of ..... (hereinafter called the "goods") manufactured/cured/warehoused at ..... by the obligors from time to time could not be made for want of full information as regards value/description/quality or of proof therefor or for the non-completion of the chemical or other tests in respect thereof or otherwise;

And whereas the obligors as per provisions contained in rule 9B of the Central Excise Rules, 1944 have requested the Government to make provisional assessment of excise duty of the said goods pending final assessment;

Now the condition of this bond is that—

If the said obligor(s) shall observe all the provisions of the Central Excise Rules, 1944, and all amendments thereto, as may be issued from time to time, so far as they relate to such provisional assessment;

And if the said obligor(s) shall furnish the said information or the said proof within such period as may be fixed by the proper officer;

And if all dues, whether excise duty or other lawful charges which shall be demandable in respect of such goods on the basis of the value, description or quality as finally ascertained, by the proper officer, within ten days of the date of demand thereof being made in writing by such officer;

This obligation shall be void.

Otherwise and on breach or failure in the performance of any part of this condition the same shall be in full force;

I/We declare that this bond is given under the order of the Central Government for the performance of an act in which the public are interested.

Place

Date

Signature of obligor(s)

Witness (1)

Address (1)

Occupation (1)

Witness (2)

Address (2)

Occupation (2)

Place

Date

Signature of surety(ies)

Witness (1)

Address (1)

Occupation (1)

Witness (2)

Address (2)

Occupation (2)

Accepted by me this \_\_\_\_\_ day of \_\_\_\_\_ 19 \_\_\_\_\_  
for and on behalf of the President of India.

Central Excise Series No. 32-I

Range  
Circle

Form B-13 (Gen. Sec.)

General Bond (with security) for provisional assessment of goods to excise duty  
(Rule 9-B)

(Delete the words and letters not applicable).

I/We \_\_\_\_\_ of \_\_\_\_\_ [hereinafter called the obligor(s)]  
am \_\_\_\_\_ bound to the President of India (hereinafter referred  
are jointly and severally  
to as 'the Government') in the sum of \_\_\_\_\_ rupees to be paid to the Govern-  
ment for which payment \_\_\_\_\_ I \_\_\_\_\_ blind myself/ourselves and  
we jointly and severally  
my/our legal representatives.

WHEREAS final assessment of excise duty of \_\_\_\_\_ (hereinafter called the "goods") manufactured/cured/warehoused at \_\_\_\_\_ by the obligor(s) from time to time could not be made for want of full information as regards value/description/quality or of proof thereof or for the non-completion of the chemical or other tests in respect thereof or otherwise;

AND WHEREAS the obligor(s) as per provisions contained in rule 9B of the Central Excise Rules, 1944 has requested the Government to make provisional  
have  
assessment of excise duty of the said goods pending final assessment;

And whereas the Collector has required the obligor(s) to deposit as guarantee for the amount of this bond  
the sum of \_\_\_\_\_ rupees in cash  
the securities hereinafter mentioned of a total face value of \_\_\_\_\_ rupees endorsed  
in the favour of the Collector, Deputy Collector, Assistant Collector or Superintendent of Central Excise.

And whereas the obligor(s) has/have furnished such guarantee by depositing with the Collector/Deputy Collector/Assistant Collector/Superintendent the cash/securities as aforementioned.

Now the condition of this bond is that—

If the said obligor(s) shall observe all the provisions of the Central Excise Rules, 1944, and all amendments thereto, as may be issued from time to time, so far as they relate to such provisional assessments,

And if the said obligor(s) shall furnish the said information or the said proof within such period as may be fixed by the proper officer,

And if all dues, whether excise duty or other lawful charges which shall be demandable in respect of such goods on the basis of the value, description or quality as finally ascertained, by the proper officer, within ten days of the date of demand thereof being made in writing by such officer;

This obligation shall be void.

Otherwise and on breach or failure in the performance of any part of this condition the same shall be in full force;

And the President shall, at his option, be competent to make good all the loss and damages either from the amount of the guarantee deposit or by enforcing his rights under the above written bond or by both.

I/We declare that this bond is given under the orders of the Central Government for the performance of an act in which the public are interested.

Place

Date \_\_\_\_\_

Signature of obligor(s)

Witness (1)

Address (1)

Occupation (1)

Witness (2)

Address (2)

Occupation (2)

Accepted by me this                      day of     , 19 .  
..... of Central Excise  
for and on behalf of the President of India.

[No. 71/59.]

**G.S.R. 886.**—In exercise of the powers conferred by rule 12 and sub-rule (2) of rule 96L of the Central Excise Rules, 1944, as in force in India and as applied to the State of Pondicherry and section 3 of the Additional Duties of Excise (Goods of Special Importance) Act, 1957 (58 of 1957), the Central Government hereby makes the following amendment to the notification of the Government of India in the Ministry of Finance (Department of Revenue) No. 119/58-Central Excises, dated the 1st November, 1958, namely:—

In the said notification, for condition (7), the following shall be substituted, namely—

“(7) The rate at which the duty shall be refunded shall be as follows:—

Description of the goods	Rate of rebate in naye paise per square yard.		
	In respect of duty collected under the Central Excises & Salt Act, 1944.		In respect of duty collected under the Additional Duties of Excise (Goods of Special Importance) Act, 1957.
	If all power-looms are employed in the manufacture only of medium and/or coarse fabrics	If one or more power looms are employed in the manufacture of superfine and/or fine fabrics	
Cotton fabrics—			
(i) produced in factories with 5 to 24 power-looms	1·25	2	0·75
(ii) produced in factories with 25 to 300 looms	2	4	1
Art silk fabrics	..	3	3

[No. 73/59.]

S. K. BHATTACHARJEE, Dy. Secy.



## (Department of Revenue)

## CUSTOMS

*New Delhi, the 1st August 1959*

**G.S.R. 887.**—In exercise of the powers conferred by sub-section (3) of section 43B of the Sea Customs Act, 1878 (8 of 1878), as in force in India and as applied to the State of Pondicherry, the Central Government hereby makes the following further amendment in the Customs Duties Drawback (Fixed Rates) Rules, 1958, the same having been previously published as required under the said sub-section (3) namely:—

*Amendment*

In the First Schedule to the said Rules, for the existing item 1 and the entries relating thereto, the following shall be substituted, namely:—

"1. Plastic goods other than spectacle frames, leather cloth, polyvinyl chloride cables and plastic sequins, that is to say—

- 
- |  |  |
|--|--|
| (1) Polystyrene moulding powder . . .  | Twenty-one naye paise per pound.               |
| (2) Urea formaldehyde moulding powder .  | Sixteen naye paise per pound.                  |
| (3) Polyvinyl chloride sheeting . . .  | Twenty-nine naye paise per pound.              |
| (4) Articles or component parts of any articles which are made wholly of any one, and not more than one of the following materials : |  |
| (i) polystyrene moulding powder . . .  | Twenty-one naye paise per pound.               |
| (ii) cellulose acetate moulding powder or cellulose acetate sheets   | Seventy-seven naye paise per pound.            |
| (iii) cellulose acetate butyrate moulding powder   | Seventy-two naye paise per pound.              |
| (iv) urea formaldehyde moulding powder.  | Thirty-six naye paise per pound                |
| (v) polyethylene moulding powder . .   | Seventy-two naye paise per pound.              |
| (vi) cellulose nitrate sheets, films, rods or tubes.   | One rupee and thirteen naye paise per pound.   |
| (vii) polymethyl methacrylate sheets, films, rods or tubes   | One rupee and eighty-six naye paise per pound. |
| (viii) polyvinyl chloride sheeting . . .   | Twenty-nine naye paise per pound."             |
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[No. 133/F. No. 34/151/58-Cus. IV.]

## CUSTOMS AND CENTRAL EXCISE

*New Delhi, the 1st August 1959*

**G.S.R. 888.**—In exercise of the powers conferred by sub-section (3) of section 43B of the Sea Customs Act, 1878 (8 of 1878) and section 37 of the Central Excises and Salt Act, 1944 (1 of 1944), as in force in India and as applied to the State of Pondicherry, the Central Government hereby makes the following further

amendment in the Customs and Central Excise Duties Refund (Fixed Rates) Rules, 1958, the same having been previously published as required under the said sub-section (3) of section 43B, namely:—

*Amendment*

In the said Rules,—

For the entries shown against Serial No. 2 to the First Schedule, the following entries shall be substituted, namely:—

“Crown corks—

(i) with composition cork discs—

(a) unspotted, or spotted with aluminium foil.

Six rupees and twenty-five naye paise per one hundred gross.

(b) spotted with “vinylite” or “vinyl paper”.

Seventeen rupees and sixty-five naye paise per one hundred gross.

(ii) with natural cork discs

Twenty rupees and eighty-five naye paise per one hundred gross”.

[No. 51/F. No. 34/126/58.Cus-IV.]

M. A. RANGASWAMY, Dy. Secy.

**(Department of Economic Affairs)**

**ORDER**

*New Delhi, the 25th July 1959*

**G.S.R. 889.**—In exercise of the powers conferred by sub-section (1) of section 7 of the Central Sales Tax Act, 1956 (74 of 1956), and in supersession of the Order of the Ministry of Finance (Department of Economic Affairs) S.R.O. 25, dated the 30th December, 1957, the Central Government hereby specifies the persons mentioned in column 3 of the Schedule hereto as the authorities to whom dealers in the various districts in the Union Territory of Himachal Pradesh described in the corresponding entry in column 2 of the said Schedule shall make application for registration under the said section:

**SCHEDULE**

Sl. No.	Description of dealer	Description of authority
(1)	(2)	(3)
(1) Dealers having a single place of business or more than one place of business in the District of—		
(i) Sirmur . . . . .		Excise & Taxation Officer, Kasumpti.
(ii) Mahasu . . . . .		Excise & Taxation Officer, Kasumpti.
(iii) Bilaspur . . . . .		Excise & Taxation Officer, Kasumpti.
(iv) Mandi . . . . .		Excise & Taxation Officer, Mandi.
(v) Chamba . . . . .		Excise & Taxation Officer, Mandi.
(2) Dealers having no fixed place of business in any of the Districts named in item (1) above.		Excise & Taxation Commissioner, Himachal Pradesh Administration.

[No. 8(20)-ST/59]

M. K. VENKATACHALAM, Dy. Secy.

**MINISTRY OF TRANSPORT AND COMMUNICATIONS****(Departments of Communications and Civil Avlations)***New Delhi, the 25th July 1959*

**G.S.R. 890.**—In exercise of the powers conferred by the proviso to Article 309 of the Constitution, the President hereby makes the following rules in relation to Extra departmental Agents of the Posts and Telegraphs Department:—

**RULES**

1. **Short Title.**—These rules may be called the Posts and Telegraphs Extra Departmental Agents (Conduct and Service) Rules, 1959.

2. **Definitions.**—In these rules, unless the context otherwise requires:—

(a) "Employee" means a person employed as an Extra departmental Agent;

(b) "Extra-departmental Agent" means—

- (i) an Extra-Departmental Sub Postmaster;
- (ii) an Extra-Departmental Branch Postmaster;
- (iii) an Extra-Departmental Delivery Agent;
- (iv) an Extra-Departmental Mail Peon;
- (v) an Extra-Departmental Mail Carrier or runner;
- (vi) an Extra-Departmental Packer;
- (vii) an Extra-Departmental messenger;
- (viii) an Extra-Departmental Chowkidar;
- (ix) an Extra-Departmental Stamp Vendor;
- (x) an Extra-Departmental Sorter in the Railway Mail Service; or
- (xi) an Extra-Departmental Sub Record Clerk in the Railway Mail Service.

(c) "the Government" means the "Central Government"

(d) "members of the family" in relation to an employee includes;

- (i) the wife, child or step child of such employee, whether residing with him or not, and in relation to an employee who is a woman, the husband residing with her and dependent on her; and
- (ii) any other person related, whether by blood or by marriage to such employee or to such employee's wife or husband, and wholly dependent on such employee, but does not include a wife or husband legally separated from such employee, or child or step child who is no longer in any way dependent upon him or her, or of whose custody the employee has been deprived by law.

3. **Appointing Authority.**—The appointing authority in respect of each category of employees shall be as shown in the annexed schedule.

**NOTE.**—If any doubt arises as to who is the appropriate appointing authority in any case, the matter shall be referred to the Director-General of Posts and Telegraphs whose decision thereon shall be final.

4. **Pension.**—The employees shall not be entitled to any pension.

5. **Leave.**—The employees shall be entitled to such leave as may be determined from time to time.

6. **Termination of Service.**—The services of the employees shall be liable to termination by the appointing authority at any time without notice and without assigning any reason.

7. **Review of orders.**—Where the service of an employee is terminated under rule 6, an authority immediately superior to the appointing authority may, on its own motion or otherwise, reopen the case and after calling for the record of the case and after making such inquiry as it deems fit, may—

- (a) confirm the action taken by the appointing authority; or

## (b) order re-employment of employee:

Provided that no case shall be reopened under this rule after the expiry of six months from the date of termination of service.

**8. General.**—Every employee shall at all times maintain absolute integrity and devotion to duty.

**9. Taking part in politics and elections.**—(1) No employee shall be a member of, or be otherwise associated with, any political party or any organisation which takes part in politics nor shall he take part in, subscribe in aid of, or assist in any other manner, any political movement or activity.

(2) It shall be the duty of every employee to endeavour to prevent any member of the family from taking part in, subscribing in aid of, or assisting in any other manner any movement or activity which is, or tends directly or indirectly to be, subversive of the Government as by law established, and where such employee is unable to prevent a member of his family from taking part in, or subscribing in aid of, or assisting in any other manner, any such movement or activity, he shall make a report to that effect to the Government.

(3) If any question arises whether any movement or activity falls within the scope of this rule, the decision of the Government thereon shall be final.

(4) No employee shall canvass or otherwise interfere or use his influence in connection with, or take part in, an election to any Legislature or local authority:

Provided that

- (i) an employee qualified to vote at such election may exercise his right to vote but where he does so, he shall give no indication of the manner in which he proposes to vote or has voted;
- (ii) an employee shall not be deemed to have contravened the provisions of this rule by reason only that he assists in the conduct of an election in the due performance of a duty imposed on him by or under any law for the time being in force;
- (iii) the Government may permit an employee to offer himself as a candidate for election to a local authority and the employee so permitted shall not be deemed to have contravened the provisions of this rule.

*Explanation.*—The display by an employee on his person, vehicle or residence of any electoral symbol shall amount to using his influence in connection with an election within the meaning of this sub-rule.

**10. Demonstrations and Strikes.**—No employee shall participate in any demonstration or resort to any form of strike in connection with any matter pertaining to his conditions of service.

**11. Joining of Associations.**—No employee unless he is an employee of a State Government or a local body shall join or continue to be a member of any service Association—

- (a) Which has not, within a period of six months from its formation, obtained the recognition of the Government under the rules prescribed in that behalf, or
- (b) recognition in respect of which has been refused or withdrawn by the Government under the said rules.

**12. Connection with press or radio.**—(1) No employee shall, except with the previous sanction of the Government, own wholly or in part, or conduct or participate in the editing or managing of, any newspaper or other periodical publication.

(2) No employee shall, except with the previous sanction of the Government or any other authority empowered by it in this behalf, or in the bona fide discharge of his duties, participate in a radio broadcast or contribute any article or write any letter either anonymously or in his own name or in the name of any other person to any newspaper or periodical:

Provided that no such sanction shall be required, if such broadcast or such contribution is of a purely literary, artistic or scientific character.

**13. Criticism of Government.**—No employee shall, in any radio broadcast or in any document published anonymously or in his own name or in the name of any other person or in any communication to the press or in any public utterance, make any statement of fact or opinion—

- (i) which has the effect of any adverse criticism of any current or recent policy of action of the Central Government or a State Government; or
- (ii) which is capable of embarrassing the relations between the Central Government and the Government of any state; or
- (iii) which is capable of embarrassing the relations between the Central Government and the Government of any foreign State:

Provided that nothing in this rule shall apply to any statements made or views expressed by an employee in his official capacity or in the due performance of the duties assigned to him.

**14. Evidence before Committee or any other authority.**—(1) Save as provided in sub-rule (3) no employee shall, except with the previous sanction of the Government, give evidence in connection with any inquiry conducted by any person, committee or authority.

(2) Where any sanction has been accorded under sub-rule (1), no employee giving such evidence shall criticise the policy or any action of the Central Government or of a State Government;

(3) Nothing in this rule shall apply to

- (a) evidence given at any inquiry before an authority appointed by the Government, by Parliament or by a State Legislature; or
- (b) evidence given in any judicial inquiry; or
- (c) evidence given at any departmental inquiry ordered by authorities subordinate to the Government.

**15. Unauthorised communication of information.**—No employee shall, except in accordance with any general or special order of the Government or in the performance in good faith of the duties assigned to him communicate, directly or indirectly, any official document or information to any Government servant or any other person to whom he is not authorised to communicate such document or information.

**16. Gifts.**—(1) Save as otherwise provided in these rules, no employee shall, except with the previous sanction of the Government, accept or permit his wife or any other member of his family to accept from any person any gifts of more than trifling value:

Provided that gifts of a value, reasonable in all circumstances of the case, may be accepted from relations and personal friends or presented to such person on occasions such as weddings, anniversaries, funerals and religious functions, when the making or receiving of such gifts is in conformity with the prevailing religious or social customs; but acceptance of such gifts other than those of a trifling value shall be reported to the Government and the gifts shall be disposed of in such manner as the Government may direct.

**Explanation.**—For the purpose of this sub-rule, any trowel, key or other similar articles offered to an employee at the laying of the foundation stone or the opening of a public building or any ceremonial function shall be deemed to be a gift,

(2) If a question arises whether any gift is of a trifling value or not, or where an employee is in any doubt whether a gift offered to him is of a trifling value or not, a reference shall be made to the Government by such employee and the decision of the Government thereon shall be final.

**Explanation.**—Whether or not a gift should be treated as of a trifling value shall depend on who the donor is and the circumstances in which the gift is made. A gift exceeding in value 1/20th of the monthly income of an employee or Rs. 20 (whichever is less) from a person who is not his relation or his personal friend shall ordinarily be regarded as a gift not of trifling value. Gifts from relatives

and personal friends upto the value of 1/8th of the monthly income of an employee or Rs. 50 whichever is less, on special occasions such as mentioned in the proviso to sub-rule (1) may be regarded as of trifling value.

(3) Nothing in this rule shall be deemed to prevent any employee from sitting, at the request of any public body for a portrait, bust, or statue not intended for presentation to him.

**17. Insolvency and habitual indebtedness.**—An employee shall so manage his private affairs as to avoid habitual indebtedness or insolvency. An employee who becomes the subject of a legal proceeding for insolvency shall forthwith report the full facts to the Government.

**18. Vindication of acts and character of an employee.**—No employee shall, except with the previous sanction of the Government, have recourse to any court or to the press for the vindication of any official act which has been the subject matter of adverse criticism or an attack of defamatory character.

**Explanation.**—Nothing in this rule shall be deemed to prohibit an employee from vindicating his private character or any act done by him in his private capacity.

**19. Canvassing of non-official or other outside influence.**—No employee shall bring or attempt to bring any political or other outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government.

**20. Bigamous marriages.**—(1) No employee who has a wife living shall contract another marriage without first obtaining the permission of the Government, notwithstanding that such subsequent marriage is permissible under the personal law for the time being applicable to him.

(2) No female employee shall marry any person who has a wife living without first obtaining the permission of the Government.

**21. Interpretations.**—If any question arises relating to the interpretation of these rules, it shall be referred to the Government whose decision thereon shall be final.

**22. Delegation of powers.**—The Government may, by general or special order, direct that any power exercisable by it or any head of Department under these rules (except the power under rule 20 and this rule) shall subject to such conditions, if any, as may be specified in the order, be exercisable also by such officer or authority as may be specified in the order.

#### SCHEDULE OF APPOINTING AUTHORITIES.

(See Rule 3)

<i>Category of Posts.</i>	<i>Appointing Authority.</i>
(Post Offices)	
1. Extra Departmental Sub-Postmaster	} Senior Superintendent or Supdt. of Post Offices.
2. Extra Departmental Branch Postmaster	
3. Extra Departmental Postmen.	} Dy. P. P. M., Gazetted Postmaster including a gazetted sub-Postmaster in charge of a Town Sub Office, Postmaster in higher or lower selection grade (in this own office) except a Postmaster in charge of a Town Sub-Office; Inspector of Post Offices (in all other offices)
4. Extra Departmental Delivery Agent	
5. Extra Departmental Mail Carrier or runner	
6. Extra Departmental Packer,	
7. Stamp Vendor,	
8. Extra Departmental Chowkidar	
9. Extra Departmental Mail Peon	

<i>Category of Posts</i>	<i>Appointing Authority.</i>
(R. M. S.)	
10. Extra Departmental Stamp Vendor . . .	} Inspector, R.M.S./Sub Record Clerk/Head Record clerk.
11. Extra Departmental Sorter . . .	
12. Extra Departmental Sub-Record Clerk. . .	} Senior Supdt. R.M.S. Supdt. R.M.S.

[No. 44/6/56-SEA.]

B. G. DESHMUKH, Under Secy.

(Department of Transport)

(Transport Wing)

PORTS

*New Delhi, the 1st August 1959*

**G.S.R. 891.**—The following draft of a further amendment to the Vizagapatam Harbour Craft Rules, 1950, which the Central Government proposes to make in exercise of the powers conferred by clause (k) of Sub-Section (1) of Section 6 of the Indian Ports Act, 1908 (15 of 1908), is published, as required by sub-section (2) of the said section, for the information of all persons likely to be affected thereby; and notice is hereby given that the draft will be taken into consideration on or after the 31st August, 1959.

Any objection or suggestion which may be received from any person with respect to the said draft before the date so specified will be considered by the Central Government.

*Draft Amendment*

In rule 13 of the said rules, after sub-rule (2), the following sub-rule shall be inserted, namely:—

“2(a) Every Harbour Craft licensed for the carriage of passengers shall be so fitted that sufficient seating space is available for each passenger; and awnings and weather clothes shall also be provided, where necessary, to give protection to passengers from sun and weather respectively”.

[No. 17-PG(22)/59.]

K. RANGANATHAN, Dy. Secy.

**MINISTRY OF FOOD & AGRICULTURE**

(Department of Agriculture)

*New Delhi, the 23rd July 1959*

**G.S.R. 892.**—In exercise of the powers conferred by section 5 of the Destructive Insects and Pests Act, 1914 (2 of 1914), the Central Government hereby makes the following rules, namely:—

1. **Short title.**—These rules may be called the Delhi Infected Articles (Detention, Inspection, Disinfection and Destruction) Rules, 1959.

2. **Application.**—These rules shall be apply to the Union Territory of Delhi

**3. Definitions.**—In these rules, unless the context otherwise requires—

- (a) "Act" means the Destructive Insects and Pests Act, 1914 (2 of 1914);  
 (b) "infected article" means any article in respect of which a notification has been issued by the Central Government under section 3 or section 4-A of the Act or any article which may have been in contact or proximity thereto.

**4. Powers of detention, inspection, disinfection and destruction.**—The Collector of Customs, Delhi or any other officer authorised by him in this behalf, may—

- (i) seize and detain any article which he believes to be an infected article;  
 (ii) seize and detain for purposes of inspection any package containing or suspected to contain infected article, and shall unpack such package in the presence of the Plant Protection Adviser to the Government of India or any officer duly authorised by him in this behalf;  
 (iii) take steps for the disinfection or treatment by the Plant Protection Adviser to the Government of India or any officer duly authorised by him in this behalf;  
 (iv) destroy any infected article which, in the opinion of the Plant Protection Adviser to the Government of India or any officer duly authorised by him in this behalf, cannot be disinfected, provided that such destruction shall not be carried out except in the presence of a Gazetted Officer and in the manner directed by the Plant Protection Adviser to the Government of India or any officer duly authorised by him in this behalf.

**5. Penalty.**—(1) No person shall deal with, remove or dispose of any infected article or any article suspected to be infected article otherwise than in accordance with the direction of the Collector of Customs, Delhi, or any other officer authorised by him in that behalf.

(2) Any person who contravenes the provisions of sub-rule (1) shall on conviction be punishable with fine which may extend to one thousand rupees.

[No. F.6-3/59-PPS.]

P. N. SURI, Dy. Secy.

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**(Department of Food)**

**ORDER**

*New Delhi, the 24th July 1959*

**G.S.R. 893.**—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following further amendments in the Rice and Paddy (Andhra Pradesh) Second Price Control Order, 1959, namely:—

*Amendments*

In the Schedule to the said Order, under the heading "I. Krishna, West Godavari, East Godavari, Guntur, Warrangal, Nizamabad, Chittoor and Srikakulam Districts",

- (1) after the item "Delhi Bhogam (Vankasannam)" in column (1) and the entries relating thereto in columns (2), (3) and (4), the following item and entries shall be inserted respectively, namely:—

(1)	(2)	(3)	(4)
	Rs.	Rs.	Rs.
"Sannalu	11.61	18.00	18.17";



- (ii) after the item "Kusuma" in column (1) and the entries relating thereto in columns (2), (3) and (4), the following item and entries shall be inserted respectively, namely:—

(1)	(2)	(3)	(4)
	Rs.	Rs.	Rs.
"Rasilu	10.59	16.75	16.92".

[No. 201(AP)(2)/344/59-PY.II.]

H. K. JOSHI, Under Secy.

## MINISTRY OF EDUCATION

### CORRIGENDUM

New Delhi, the 23rd July 1959

**G.S.R. 894.**—In the Ministry of Education notification No. F. 4-34/58-A, to dated 17th June 1959 published in Part II Section 3 Sub-Section (i) of the Gazette of India on 27th June 1959 as G.S.R. 734, the following amendment shall be made:

"In column 5 of the Schedule against S No. 9 and 13 the scale of pay 30— $\frac{1}{2}$ —50 shall be substituted by 30— $\frac{1}{2}$ —35"

[No. F. 4-34/58-A.10.]

R. L. ANAND, Under Secy.

## MINISTRY OF RAILWAYS

### (Railway Board)

New Delhi, the 20th July 1959

**G.S.R. 895.**—In exercise of the powers conferred by the Proviso to Article 309 of the Constitution, the President hereby makes the following further amendment to Railway Servants Dearness Allowance Rules published in the late Railway Department's Notification No. E40PA111, dated 19th March, 1941 as amended from time to time:

For sub-rule (ii) under rule 3, the following shall be substituted, namely:—

"(ii)(a) The term "married gazetted Officer" includes a widower, a widow, a divorced person and a judicially separated person with a dependent legitimate child or children or step child or step-children or a legally adopted child or children and married officer maintaining his divorced wife.

(ii) (b) The term "unmarried gazetted officer" includes a widower, a widow, a divorced person and a judicially separated person without a dependent legitimate child or children or step-child or step-children or legally adopted child or children and a married officer not maintaining his divorced wife."

[No. E(S)I-57DA1/15.]

R. E. de SA, Secy.

## MINISTRY OF REHABILITATION

(Office of the Chief Settlement Commissioner)

New Delhi, the 22nd July 1959

**G.S.R. 896.—/R.Amdt. XXXV.**—In exercise of the powers conferred by section 40 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954, the Central Government hereby makes the following further amendments in the Displaced Persons (Compensation and Rehabilitation) Rules, 1955, namely:—

In Appendix XXI-A of the said rules:—

- (i) in para. 1 the words, "together with all costs, charges, expenses and damages as hereinafter mentioned", shall be omitted.
- (ii) in para. 8, the words, "together with all costs, charges, expenses, losses and damages that shall or may be occasioned to the Government," shall be omitted.
- (iii) in para. 10, for the words, "together with all costs, charges, expenses, losses and damages that shall or may be incurred by or occasioned to the Government in consequence of the Auction Purchaser failing to complete the purchase of the said property as aforesaid," the words "in satisfaction of the claims of the Government in terms of these presents and" shall be substituted.

[No. F.14(10)Comp-II/57/Policy-I.]

I. N. CHIB,

Deputy Chief Settlement Commissioner and  
Ex-Officio Dy. Secy.

## MINISTRY OF LABOUR & EMPLOYMENT

New Delhi, the 24th July 1959

**G.S.R. 897.**—The following draft of certain further amendments in the Industrial Disputes (Central) Rules, 1957, which the Central Government proposes to make in exercise of the powers conferred by section 38 of the Industrial Disputes Act, 1947 (14 of 1947), is published as required by sub-section (1) of the said section for the information of persons likely to be affected thereby; and notice is hereby given that the said draft will be taken into consideration on or after the 1st September, 1959.

Any objection or suggestion which may be received from any person with respect to the said draft before the date so specified will be considered by the Central Government.

### Draft Amendments

In the said Rules,—

(a) in rule 72, the following sentence and proviso shall be added at the end, namely:—

"The notice shall be displayed conspicuously by the employer on a notice board at the main entrance to the establishment and in the Manager's office;

Provided that where a trade union exists, a copy of the notice shall also be served on the Secretary of the Union.";

(b) in Form L,

(i) for the word "employee(s)" in the heading, the words "workman/workmen" shall be substituted;

(ii) for the words "Name of elected representatives of employees where no trade union exists", the words "Names of five elected representatives of workmen" shall be substituted;

(iii) for the words "Representatives of the employees elected at a meeting held on", the words and brackets "Five representatives of the workmen duly elected at a meeting held on.....(date), vide resolution attached" shall be substituted;

(c) in Form M,

(i) for the brackets and words "(The Secretary of the Union, if any)", the following shall be substituted, namely:—

"All workmen employed in the industry

Workmen of.....Deptt./Section

or section affected by the lockout). (here specify the department

The workmen concerned (here specify the names of the workmen affected by the lockout)."

(ii) for the words "Dear Sir," the words "Dear Sirs," shall be substituted.

[No. LR-I.1(68)/59.]

► **G.S.R. 898.**—In exercise of the powers conferred by sub-section (2) of section 33C of the Industrial Disputes Act, 1947 (14 of 1947), and in continuation of the Government of India, Ministry of Labour & Employment notification No. S.O. 1467, dated the 23rd June, 1959, published in Part II, Section 3, sub-section (i) of the Gazette of India, dated the 27th June, 1959, the Central Government hereby specifies the Labour Court at Delhi as the Court which shall dispose of cases referred to in the said sub-section which were pending before the Labour Court, Nagpur, on the 31st March, 1959.

[No. LR-I.1(68)/59.]

A. L. HANDA, Under Secy.

